

**L.E., by his next friend and parents,  
SHELLEY ESQUIVEL and  
MARIO ESQUIVEL,  
  
Plaintiffs,  
  
v.  
  
BILL LEE, in his official capacity as  
Governor of Tennessee, et al.  
  
Defendants.**

**No. 3:21-CV-00835**

## DECLARATION OF JESSICA JERNIGAN-JOHNSON

Pursuant to 28 U.S.C. § 1746, I, Jessica Jernigan-Johnson, hereby declare under penalty of perjury that the following is true and correct:

1. I am over 18 years of age and have direct knowledge of the matters stated herein.
2. Defendants Knox County Board of Education and Superintended Jon Rysewyk, in his official capacity, rely on the attached exhibits in support of their Motion for Summary Judgment filed in this matter.
3. Exhibit 1 is a copy of Knox County Board of Education's Policy 1-171 regarding interscholastic sports.
4. Exhibit 2 is a true and correct copy of excerpts of the deposition of L.E. dated August 1, 2022.
5. Exhibit 3 is a true and correct copy of excerpts of the deposition of Jennifer Hemmelgarn, KCBOE's 30(b)(6) witness, dated July 29, 2022.
6. Exhibit 4 is a true and correct copy of excerpts of the deposition of Penny Schwinn dated August 3, 2022.

7. Exhibit 5 is a true and correct copy of excerpts of the deposition of Sara Morrison dated August 22, 2022.

8. I have personal knowledge of the facts in this declaration and, if called to testify, could completely do that.

Dated this 10th day of October, 2022.

s/Jessica Jernigan-Johnson

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*and Dr. Jon Rysewyk*

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was filed electronically on the date recorded by the Court's electronic filing system. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties who have filed an appearance in the case, by and through the following counsel:

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